

East Building, PHH-30 1200 New Jersey Avenue S.E. Washington, D.C. 20590

# Pipeline and Hazardous Materials Safety Administration

DOT-SP 16473

EXPIRATION DATE: August 31, 2015

1. GRANTEE: Volga-Dnepr Airlines LLC

Ulyanovsk Russia

U.S. AGENT: Volga-Dnepr - Unique Air Cargo, Inc.

The Woodlands, TX

United States

# 2. PURPOSE AND LIMITATION:

- a. This emergency special permit authorizes the transportation in commerce of anhydrous ammonia and lithium ion batteries by cargo only aircraft. This special permit provides no relief from the Hazardous Materials Regulations (HMR) or the International Civil Aviation Organization Technical Instructions (ICAO TI) other than as specifically stated herein. The most recent revision supersedes all previous revisions.
- b. The safety analyses performed in development of this special permit only considered the hazards and risks associated with transportation in commerce. The safety analyses did not consider the hazards and risks associated with consumer use, use as a component of a transport vehicle or other device, or other uses not associated with transportation in commerce.
- c. No party status will be granted to this special permit.
- d. This special permit serves as an approval under Special Provision A2 of the ICAO TI and as a "Competent Authority Approval" as defined under 49 CFR § 107.1.
- 3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-  $\overline{180}$  and the ICAO TI.

- 4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 172.101 Hazardous Materials Table Column (9B), § 173.27(b)(2) and (3), § 175.30(a)(1) in that Ammonia, anhydrous is forbidden for transportation by cargo only aircraft, except as provided herein.
- 5. <u>BASIS</u>: This emergency special permit is based on the application of Volga-Dnepr Airlines LLC dated May 12, 2015, submitted in accordance with § 107.117 and a determination that it is necessary to prevent significant economic loss.

# 6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Hazardous Materials Description			
Proper shipping name	Hazard Class/ Division	Identi- fication Number	Packing Group
Ammonia, anhydrous	2.3	UN1005	N/A Hazard Zone D
Lithium ion batteries	9	UN3480	N/A

#### 7. SAFETY CONTROL MEASURES:

a. <a href="PACKAGING">PACKAGING</a> - Packagings prescribed are as authorized in DOT-SP 11818.

#### b. OPERATIONAL CONTROLS:

- (1) Transportation is authorized only from Moffett Federal Airfield, California (KNUQ) to Cayenne, French Guiana (SOCA).
- (2) The aircraft must be owned and operated by Volga-Dnepr Airlines, LLC.

# 8. SPECIAL PROVISIONS:

- a. A person who is not a holder of this special permit who receives a package covered by this special permit may reoffer it for transportation provided no modifications or changes are made to the package and it is reoffered for transportation in conformance with this special permit, HMR, and the ICAO TI.
- b. A current copy of this special permit must be maintained at each facility where the package is offered or reoffered for transportation.
- c. This special permit in no way affects the need to obtain any required authorizations from other agencies of the United States Government or from the competent authorities of countries of origin, transit, and destination.
- 9. MODES OF TRANSPORTATION AUTHORIZED: Cargo aircraft only.
- 10. MODAL REQUIREMENTS: A current copy of this special permit must be carried aboard each aircraft used to transport packages covered by this special permit.
- 11. <u>COMPLIANCE</u>: Failure by a person to comply with any of the following may result in suspension or revocation of this special permit and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 <u>et seq</u>:
  - o All terms and conditions prescribed in this special permit and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
  - o Persons operating under the terms of this special permit must comply with the security plan requirement in Subpart I of Part 172 of the HMR, when applicable.
  - o Registration required by § 107.601  $\underline{\text{et seq.}}$ , when applicable.

Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this special permit must receive training on the requirements and conditions of this special permit in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this special permit, including display of its number, when this special permit has expired or is otherwise no longer in effect.

Under Title VII of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU)- "The Hazardous Materials Safety and Security Reauthorization Act of 2005" (Pub. L. 109-59), 119 Stat. 1144 (August 10, 2005), amended the Federal hazardous materials transportation law by changing the term "exemption" to "special permit" and authorizes a special permit to be granted up to two years for new special permits and up to four years for renewals.

12. REPORTING REQUIREMENTS: Shipments or operations conducted under this special permit are subject to the Hazardous Materials Incident Reporting requirements specified in 49 CFR §§ 171.15 Immediate notice of certain hazardous materials incidents, and 171.16 Detailed hazardous materials incident reports. In addition, the grantee(s) of this special permit must notify the Associate Administrator for Hazardous Materials Safety, in writing, of any incident involving a package, shipment or operation conducted under terms of this special permit.

Issued in Washington, D.C.:

for Dr. Magdy El-Sibaie

Associate Administrator for Hazardous Materials Safety

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Pipeline and Hazardous Material Safety Administration, U.S. Department of Transportation, East Building PHH-30, 1200 New Jersey Avenue, Southeast, Washington, D.C. 20590.

Copies of this special permit may be obtained by accessing the Hazardous Materials Safety Homepage at <a href="http://hazmat.dot.gov/sp\_app/special\_permits/spec\_perm\_index.htm">http://hazmat.dot.gov/sp\_app/special\_permits/spec\_perm\_index.htm</a> Photo reproductions and legible reductions of this special permit are permitted. Any alteration of this special permit is prohibited.

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